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Paper No. 23

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JUN 23 2004

In re Application of : **OFFICE OF PETITIONS**
Wong, et al. : DECISION ON PETITION
Application No. 09/912,494 :
Filed: July 24, 2001 :
Atty. Dkt. No.: SP-1093.2 :

This is a decision on the petition under 37 CFR 1.137(b), filed March 26, 2004, to revive the above-identified application.

The petition is **GRANTED**.

This application became abandoned October 2, 2003 for failure to timely file a proper response to the final Office action mailed July 1, 2003. A response was submitted August 7, 2003, however it failed to place the application in condition for allowance. Thereafter, an Advisory Action was mailed October 14, 2003. This decision precedes Notice of Abandonment.

A grantable petition pursuant to 37 C.F.R. § 1.137(b) must be accompanied by: (1) the required reply to the outstanding Office action or notice, unless previously filed; (2) the petition fee as set forth in 37 C.F.R. § 1.17(m); (3) a statement that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 C.F.R. § 1.137(b) was unintentional; and (4) any terminal disclaimer (and fee set forth in 37 C.F.R. § 1.20(d)) required pursuant to 37 C.F.R. § 1.137(c).

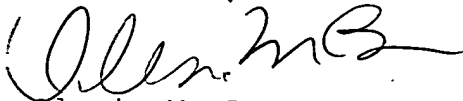
The instant petition has been reviewed and found in compliance with the provisions of 37 CFR 1.137(b). Accordingly, the failure to timely submit a proper reply to the final Office action is accepted as having been unintentionally delayed.

This application will be forwarded to Technology Center 1600 for processing of the Notice of Appeal and Appeal Brief submitted with the instant petition.

Telephone inquiries concerning this matter may be directed to the undersigned at (703) 305-0310.

Application No. 09/912,494

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A handwritten signature in black ink, appearing to read 'Alesia MB', written in a cursive style.

Alesia M. Brown
Senior Petitions Attorney
Office of Petitions